

## **MINUTES**

### **MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION**

#### **FREE CONFERENCE COMMITTEE ON SENATE BILL 329**

**Call to Order:** Chair Ryan Zinke, on April 26, 2011 at 3:00 P.M., in Room 317 Capitol

#### **ROLL CALL**

##### **Members Present:**

Sen. Ryan Zinke, Chair (R)  
Rep. Tom McGillvray, Chair (R)  
Rep. John Esp (R)  
Sen. Llew Jones (R)  
Rep. Robert (Bob) Mehlhoff (D)  
Sen. Sharon Stewart-Peregoy (D)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Dan Whyte, Legislative Services Division (LSD)  
Gilda Clancy, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Executive Action on SB 329

00:00:37 Chairman Zinke

00:00:44 **Motion:** Rep. Esp moved that **SB 329 BE AMENDED.**  
**EXHIBIT**(frs92sb0329a01)

**Discussion:**

00:01:04 Dan Whyte, Legislative Services Division (LSD)  
00:05:04 Rep. Esp  
00:05:20 Dan Whyte  
00:08:51 Sen. Jones  
00:09:00 Dan Whyte  
00:09:18 Rep. Esp  
00:09:44 Sen. Jones  
00:10:04 Dan Whyte

00:10:05 **Vote:** Motion carried 5-1 by roll call vote with Rep. Mehlhoff voting no. (#1)

00:10:55 **Motion:** Sen. Zinke moved that **SB 329 BE AMENDED.**  
**EXHIBIT**(frs92sb0329a02)

**Discussion:**

00:11:52 Sen. Jones  
00:12:25 Rep. Esp  
00:12:45 Chairman Zinke  
00:12:54 Madalyn Quinlan, Chief of Staff, Office of Public Instruction (OPI)  
00:13:24 Rep. Esp

00:13:52 **SEN. ZINKE WITHDREW HIS MOTION.**

00:14:13 Rep. Esp  
00:14:32 Dan Whyte  
00:14:55 Rep. Esp  
00:15:24 Jim Standaert, Senior Fiscal Analyst, Legislative Fiscal Division (LFD)  
00:16:19 Rep. Esp  
00:16:29 Sen. Jones

00:16:44 **Motion/Vote:** Rep. Esp moved that **SB 329 BE AMENDED WITH A CONCEPTUAL AMENDMENT TO ALLOW THE STAFF TO CLARIFY THE LANGUAGE.** Motion carried unanimously by voice vote.

00:17:37 **Motion:** Rep. Mehlhoff moved that **SB 329 BE AMENDED.**  
**EXHIBIT**(frs92sb0329a03)

**Discussion:**

00:19:02 Dan Whyte  
00:19:41 Rep. Esp  
00:20:11 Sen. Jones

00:20:48      **REP. MEHLHOFF WITHDREW HIS MOTION.**

00:21:05      **Motion:** Rep. Mehlhoff moved that **SB 329 BE AMENDED.**  
**EXHIBIT(frs92sb0329a04)**

**Discussion:**

00:24:18      Sen. Jones

00:25:15      Sen. Stewart-Peregoy

00:27:05      Rep. Mehlhoff

00:29:27      **Vote:** Motion failed 1-5 by roll call vote with Rep. Mehlhoff voting aye.

00:29:55      **Motion:** Rep. Esp moved that the **FREE CONFERENCE COMMITTEE**  
**REPORT FOR SB 329 BE ADOPTED AS AMENDED.**

**Discussion:**

00:31:01      Chairman Zinke

00:31:48      Rep. Mehlhoff

00:32:43      Sen. Jones

00:33:51      Rep. Esp

00:34:35      Sen. Jones

00:34:43      **Vote:** Motion carried 5-1 by roll call vote with Rep. Mehlhoff voting no.

**ADJOURNMENT**

Adjournment: 5:52 P.M.

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Gilda Clancy, Secretary

Additional Documents:

**EXHIBIT**([frs92sb0329aad.pdf](#))